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7                   UNITED STATES DISTRICT COURT  
8                   WESTERN DISTRICT OF WASHINGTON  
9                   AT TACOMA

10                 SHAWN GAINES,  
11    Plaintiff,  
12                 v.  
13                 MAGGIE MILLER-STOUT,  
14    Defendant.

15    Case No. CV04-5829RBL

16    ORDER GRANTING  
17    APPLICATION TO  
18    PROCEED IN FORMA  
19    PAUPERIS ON APPEAL

20                 This matter comes before the Court on Plaintiff's motion to proceed *in forma pauperis* on appeal  
21                 [Dkt. #29]. The court has considered the pleadings filed in support of the motion and the file herein.

22                 Under 28 U.S.C. § 1915, any court of the United States may authorize the commencement,  
23    prosecution or defense of any suit, action or proceeding, civil or criminal, or appeal therein without  
24    prepayment of fees or security therefor.

25                 A review of the documentation submitted shows that Plaintiff is unable to pay the filing fee at this  
26    time, and the motion to proceed *in forma pauperis* on appeal should be granted. However, Plaintiff is  
27    responsible for the full amount of the filing fee, under the requirements set forth in 28 U.S.C. § 1915(b).

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1 Therefore, it is hereby

2 **ORDERED** that Plaintiff's motion to proceed *in forma pauperis* on appeal is **GRANTED**.

3 The Clerk is directed to send uncertified copies of this Order to all counsel of record and to any

4 party appearing *pro se* at said party's last known address.

5 DATED this 10<sup>th</sup> day of November, 2005.

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8 RONALD B. LEIGHTON  
9 UNITED STATES DISTRICT JUDGE